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BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

MARYLU REYES-MACABUHAY, M.D.

Holder of License No. 11047
For the Practice of Allopathic Medicine
In the State of Arizona.

Case No. MD-12-0444A

**ORDER FOR PRACTICE LIMITATION
AND CONSENT TO THE SAME
(non-disciplinary)**

CONSENT AGREEMENT

Marylú Reyes-Macabuhay, M.D. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Order for Practice Limitation; admits the jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order by the Board.

FINDINGS OF FACT

1. The Board is the duly constituted authority for the regulation and control of the practice of allopathic medicine in the State of Arizona.

2. Respondent is the holder of License No. 11047 for the practice of allopathic medicine in the State of Arizona.

1. Physician has recognized that he has a medical condition that may limit his ability to safely engage in the practice of medicine.

CONCLUSIONS OF LAW

1. The Board possesses jurisdiction over the subject matter hereof and over Physician.

2. The Executive Director has authority to enter into this consent agreement to limit the physician's practice based upon evidence that he is unable to safely engage in the practice of medicine pursuant to A.R.S. § 32-1405(C)(25) and § 32-1451(F); A.A.C. R4-16-504.

1 3. The Executive Director has determined that a consent agreement is needed
2 to mitigate imminent danger to the public health and safety. Investigative staff and the
3 Board's medical consultant have reviewed the case and concur that a consent agreement
4 is appropriate.

5 4. There has been no finding of unprofessional conduct against Physician.

6 ORDER

7 IT IS HEREBY ORDERED THAT:

8 1. Physician's practice is limited in that he shall not practice medicine in the
9 State of Arizona and is prohibited from prescribing any form of treatment including
10 prescription medications until Physician applies to the Board and receives permission to
11 do so. The Board may require any combination of staff approved assessments,
12 evaluations, treatments, examinations or interviews it finds necessary to assist in
13 determining whether Physician is able to safely resume such practice.

14 2. Physician may be assessed the costs of the contractor's fees for
15 monitoring.

16 3. The Board retains jurisdiction and may initiate a separate disciplinary action
17 based on the facts and circumstances that form the basis for this practice limitation or any
18 violation of this Consent Agreement.

19
20 DATED this 8th day of JUNE, 2012.

21 ARIZONA MEDICAL BOARD

22 By 

23 Lisa S. Wynn, Executive Director
24
25

CONSENT TO ENTRY OF ORDER

1
2 1. Respondent has read and understands this Order for Practice Limitation
3 and Consent to the Same and the stipulated Findings of Fact, Conclusions of Law and
4 Order ("Order"). Respondent acknowledges he has the right to consult with legal counsel
5 regarding this matter.

6 2. Respondent acknowledges and agrees that this Order is entered into freely
7 and voluntarily and that no promise was made or coercion used to induce such entry.

8 3. By consenting to this Order, Respondent voluntarily relinquishes any rights
9 to a hearing or judicial review in state or federal court on the matters alleged, or to
10 challenge this Order in its entirety as issued, and waives any other cause of action related
11 thereto or arising from said Order.

12 4. The Order is not effective until approved and signed by the Executive
13 Director.

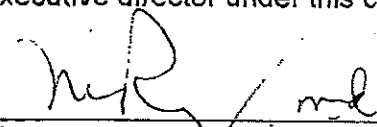
14 5. All admissions made by Respondent are solely for final disposition of this
15 matter and any subsequent related administrative proceedings or civil litigation involving
16 the Board and Respondent. Therefore, said admissions by Respondent are not intended
17 or made for any other use, such as in the context of another state or federal government
18 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or
19 any other state or federal court.

20 6. Upon signing this Order, and returning this document (or a copy thereof) to
21 the Board's Executive Director, Respondent may not revoke the consent to the entry of
22 the Order. Respondent may not make any modifications to the document. Any
23 modifications to this original document are ineffective and void unless mutually approved
24 by the parties.
25

1 7. This Order is a public record that will be publicly disseminated as a formal
2 action of the Board.

3 8. If any part of the Order is later declared void or otherwise unenforceable,
4 the remainder of the Order in its entirety shall remain in force and effect.

5 9. Any violation of this Order constitutes unprofessional conduct and may
6 result in disciplinary action. A.R.S. § § 32-1401(27)(r) ("[v]iolating a formal order,
7 probation, consent agreement or stipulation issued or entered into by the board or its
8 executive director under this chapter") and 32-1451.

9 
10 _____
Marylu Reyes-Macabuhay, M.D.

DATED: 6/6/12

11
12 EXECUTED COPY of the foregoing mailed
13 this 11th day of June, 2012 to:

14 Marylu Reyes-Macabuhay, M.D.
15 Address of Record

16 ORIGINAL of the foregoing filed
17 this 11th day of June, 2012 with:

18 Arizona Medical Board
19 9545 E. Doubletree Ranch Road
20 Scottsdale, AZ 85258

21 
22 _____
23 Arizona Medical Board Staff
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